



U.S. Department of Justice

United States Attorney
Southern District of New York

The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

May 31, 2012

BY HAND

Honorable Laura Taylor Swain
United States District Court
Southern District of New York
500 Pearl Street
New York, New York 10007

MEMO ENDORSED

Re: United States v. Craig Kugel
S6 10 Cr. 228 (LTS)

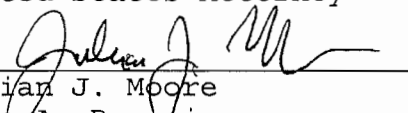
Dear Judge Swain:

The Government anticipates that, at the court appearance scheduled for June 5, 2012 at 2:15 PM, the Government will file a Superseding Information (the "Information") in the above-referenced case. The parties anticipate that, at the conference, Craig Kugel, a former employee of Bernard L. Madoff Investment Securities LLC, will plead guilty to the Information pursuant to a cooperation agreement with the Government. A chart of the charges in the Information and the maximum penalties is attached.

In order to provide notice to victims of the anticipated guilty plea proceeding, the Government respectfully requests that the Court direct the U.S. Attorney's Office to post this letter on its Internet website at <http://www.usdoj.gov/usao/nys> on a separate Web page for United States v. Bernard L. Madoff and Related Cases.

Respectfully submitted,

PREET BHARARA
United States Attorney


By: 
Julian J. Moore
Lisa A. Baroni
Assistant U.S. Attorneys
(212) 637-2473 / 637-2405

cc: Barry W. Agulnick, Esq.

The request is granted.

SO ORDERED.

NEW YORK, NY


LAURA TAYLOR SWAIN
JUN 1, 2012 UNITED STATES DISTRICT JUDGE

United States v. Craig Kugel, S6 10 Cr. 228 (LTS)

<u>Count</u>	<u>Charge</u>	<u>Maximum Penalties</u>
ONE	Conspiracy to 1) Obstruct or Impede the Lawful Government Functions of the Internal Revenue Service, and to 2) Falsify Statements in Relation to Documents Required by ERISA	5 yrs. imprisonment; 3 yrs. supervised release; fine of the greatest of \$250,000 or twice the gross gain or loss; mandatory \$100 special assessment; restitution; and criminal forfeiture.
TWO	Making False Statements in Relation to Documents Required by ERISA	5 yrs. imprisonment; 3 yrs. supervised release; fine of the greatest of \$250,000 or twice the gross gain or loss; mandatory \$100 special assessment; and restitution.
THREE	Subscribing to a False U.S. Individual Income Tax Return	3 yrs. imprisonment; 3 yrs. supervised release; fine of the greatest of \$250,000 or twice the gross gain or loss; mandatory \$100 special assessment; and restitution.
FOUR	Subscribing to a False U.S. Individual Income Tax Return	3 yrs. imprisonment; 3 yrs. supervised release; fine of the greatest of \$250,000 or twice the gross gain or loss; mandatory \$100 special assessment; and restitution.
FIVE	Subscribing to a False U.S. Individual Income Tax Return	3 yrs. imprisonment; 3 yrs. supervised release; fine of the greatest of \$250,000 or twice the gross gain or loss; mandatory \$100 special assessment; and restitution.